



Baldwin County Commission

Legislation Text

File #: 18-0886, **Version:** 1

Meeting Type: BCC Regular Meeting

Meeting Date: 9/4/2018

Item Status: New

From: Ronald J. Cink, County Administrator

Submitted by: Anu Gary, Administration/Records Manager

ITEM TITLE

Ono Island Water, Sewer and Fire Protection Authority - Board Appointment

STAFF RECOMMENDATION

Related to the Ono Island Water, Sewer and Fire Protection Authority, take the following actions:

- 1) Accept the resignation of Mr. John P. Fonde (place seat #3) effective August 1, 2018 and thank Mr. Fonde for his previous civic service on the board; and
- 2) Appoint Mr. Bruce Donaldson for a pro-rata reduced six (6) year term, to fill place seat #3 and unexpired term of Mr. John P. Fonde, said term to commence on September 4, 2018 and expire on March 1, 2023.

BACKGROUND INFORMATION

Previous Commission action/date: August 15, 2017 - Last BCC appointment to board.

Background:

Staff received correspondence from Ms. Nancy Mackey, Property Owners Association (POA) of Ono Island, Inc. Administrator and Assistant Business Manager, stating that the POA and the Ono Island Water, Sewer and Fire Protection Authority respectfully requesting the appointment of Mr. William "Sparky" Ericson or Mr. Bruce Donaldson, to replace the place seat and unexpired term of Mr. John P. Fonde, Jr., who resigned effective August 1, 2018, as a member of the Board of Directors of the Ono Island Water, Sewer and Fire Protection Authority.

Staff received an additional email on August 22, 2018, from the Ono Island Property Owners' Association, Mr. Ericson and Mr. Donaldson, verifying that both candidates meet the qualifications to be appointed to the Authority.

The two candidates were discussed at the August 28, 2018, Work Session and the Commission decided to designate Mr. Donaldson to take the place of Mr. Fonde.

GENERAL BOARD INFORMATION:

Established in 1993, the Ono Island Water, Sewer and Fire Protection Authority is a public corporation and is statutorily governed by §11-88-1, Code of Alabama 1975. The term of each member of the Board of Directors is six (6) years.

Originally established as a three-member Board, at the November 17, 2015, Baldwin County Commission meeting, the Baldwin County Commission, pursuant to Section §11-88-5(d), Code of Alabama 1975, adopted Resolution #2016-022 which approved the Application of the Ono Island Water, Sewer and Fire Protection Authority for approval of an Amendment to its Certificate of Incorporation to increase its number of Directors from three (3) to five (5). At the March 3, 2016, Baldwin County Commission meeting, the Commission appointed two new members to the Board of Directors of the Ono Island Water, Sewer and Fire Protection Authority.

The required qualifications for citizens to be appointed to the Authority as set forth in §11-88-6, Code of Alabama 1975 are:

- 1) Be a duly qualified elector (i.e. registered voter) in Baldwin County
- 2) Be a resident of that part of the service area of the Authority
- 3) Be an owner of real property in that part of the service area of the Authority
- 4) Cannot be an officer of the state, county or municipality during tenure of office

All regular appointments, and appointments of vacancies, to the Ono Island Water, Sewer and Fire Protection Authority are made by the Baldwin County Commission. Pursuant to §11-88-6(d), Code of Alabama 1975, each election of a director, whether for a full six-year term or to complete an unexpired term, shall be made not earlier than 30 days prior to the date on which such director is to take office as such (i.e. the County Commission cannot make appointments thirty-one (31) days or more in advance).

FINANCIAL IMPACT

Total cost of recommendation: N/A

Budget line item(s) to be used: N/A

If this is not a budgeted expenditure, does the recommendation create a need for funding?
N/A

LEGAL IMPACT

Is legal review necessary for this staff recommendation and related documents?
N/A

Reviewed/approved by: N/A

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

FOLLOW UP IMPLEMENTATION

For time-sensitive follow up, select deadline date for follow up: N/A

Individual(s) responsible for follow up:

Update Board List

Appointment letter to:

Mr. Bruce Donaldson
31043 Peninsula Drive
Orange Beach, Alabama 36561

Thank you letter to:

Mr. John P. Fonde, Jr.
31813 Shoalwater Drive
Orange Beach, Alabama 36561

copy:

Mr. Peter Stritzinger, III, Chairman
Ono Island Water, Sewer and Fire Protection Authority

c/o Nancy Mackey, Administrator and Assistant Business Manager
Property Owners Association of Ono Island, Inc.
28491 Ono Boulevard
Orange Beach, Alabama 36561

Action required (list contact persons/addresses if documents are to be mailed or emailed):
N/A

Additional instructions/notes: N/A